

REMARKS

At the time of the Office Action of September 20, 2002, claims 1-55 were pending. All claims were rejected. No response to the Office Action was filed by December 25, 2002, and the application went abandoned.

Accompanying this is a Response is a Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b), a Request for Continued Examination, a Request to Amend Drawings, a Request for a Corrected Filing Receipt, and an Information Disclosure Statement.

Herein, claims 1-55 are cancelled, and new claims 56-64 are added.

A. Correction of the Specification Related to Prior Applications and Request for a Corrected Filing Receipt

The specification has been amended at page 1, to properly cross-reference the single application, i.e., United States Patent Application Serial No. 09/113,783 filed July 10, 1998, now U.S. Patent 6,131,816, issued on October 17, 2000, to which the present application claims priority. As indicated by the inventor declaration filed with the present application, the inventor only claimed priority to Patent Application Serial No. 09/113,783, and not to the other applications that were listed at page 1 of the patent specification and on the application coversheet. Reference to those other applications has been deleted from page 1 of the specification. To the extent, if any, that the Examiner has limited prior art searching based on the priority of other applications earlier than Application Serial No. 09/113,783, then such a broader search may be appropriate.

The Office issued a Filing Receipt on 11/30/2000 that included incorrect priority information, in that the Filing

Receipt does not refer only to the Application Serial No. 09/113,783, but also refers to the other applications that were erroneously listed on page 1 of the specification. Accordingly, enclosed herewith is a Request for a Corrected Filing Receipt, which requests that the other applications listed in addition to the Application Serial No. 09/113,783 be deleted. It is requested that the Examiner ensure that a Corrected Filing Receipt be issued.

B. New claims 56-64

New claims 56 -64 are well supported by the specification, and do not constitute new matter.

For instance, for the purpose of example, new claim 56 is provided with reference numerals to show where aspects of the claim are supported in the specification, without, of course limiting the claim to the exemplary embodiment.

56. (New) A data communication method comprising:
providing a data card [3] including a magnetic material [26];

inserting [36, 38] the data card [3] into a data unit [2], wherein the data unit [2] includes a data head [8] operable to communicate signals with the magnetic material [26] of the data card [3];

moving the data card in a linear first direction [direction of arrow 34 in Fig. 5A] through at least one roller [44, 46, 48] of the data unit [2] to a first position [dashed line outline of card 3 in Fig. 1];

moving the data card [3] along a first path [14] from the first position toward the data head [8];

communicating signals between the data head [8] and the magnetic material [26] while holding the data card [3] stationary and moving the data head [8] along a second path [10] parallel to the first direction [34 in Fig. 5A] and perpendicular to the first path [14].

The remaining claims are equally well supported, and the undersigned would be pleased to demonstrate the support for the

new claims if the Examiner has any questions in this regard. A telephone call to the undersigned would be appreciated at 408-451-5906 if the Examiner wishes to discuss the claims.

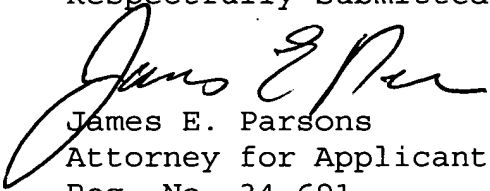
CONCLUSION

Claims 56-64 are pending in the present Application.
Allowance of these claims is respectfully requested.

If there are any questions, please telephone the undersigned at 408 451-5906 to expedite prosecution of this case.

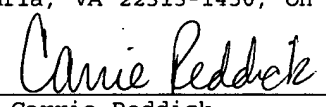
Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as FIRST CLASS MAIL in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Date: January 21, 2004

Signature: 

Name: Carrie Reddick